

DESOTO COUNTY BOARD OF SUPERVISORS
BOARD MEETING MINUTES

EUGENE C. THACH, PRESIDENT, PRESIDING

DECEMBER 21, 2000

A. CALL TO ORDER

The December 21, 2000, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Eugene C. Thach, Board President.

Chief Deputy Charlie Brown of the DeSoto County Sheriff’s Department was present and did open the DeSoto County Board of Supervisors meeting in a regular session to hear any and all business to come before the Board. The following were present:

Jessie Medlin-----District 1
Eugene C. Thach-----District 2
Gerald Clifton-----District 3
John Caldwell-----District 4
Tommy Lewis-----District 5
W. E. ASluggo@ Davis-----Chancery Clerk
James Albert Riley-----Sheriff
David Armstrong-----County Administrator
William H. Austin, Jr.-----Board Attorney

B. INVOCATION

Supervisor John Caldwell presented the invocation.

C. PRISONERS MEDICAL REPORT – DR. MEACHAM

Dr. Robert Meacham, Medical Director for the DeSoto County Jail, presented to the Board of Supervisors a Year End Report on DeSoto County Jail Medical Expenditures for the 2000 Fiscal Year. Dr. Meacham stated that the budget for 2000 was \$475,000 for the County Jail Medical Expense but the amount paid out was only \$357,793, which was a 25% under budget to the County. Dr. Meacham stated that with the state and cities reimbursements to the County the actual expenditure was \$293.015 and that the overall amount saved by the County was 37% under budget.

The amount that was reimbursed by the City and State for Fiscal 2000 is as follows:

<u>Facility of Reimbursement</u>	<u>Amount of Reimbursement</u>
MS Dept of Correction	\$46,851.19
Southaven	\$15,292.28
Olive Branch	\$ 438.87
Horn Lake	\$ 1,422.42
Hernando	<u>\$ 773.00</u>
Total	\$64,777.76

ITEM C CONTINUED,

The amount that was expensed for Fiscal 2000 is as follows:

<u>Category</u>	<u>Amount Expense</u>
Medical Director Fee	\$ 81,375
Medicine & Drugs	\$ 64,135
Ambulance	\$ 9,866 (36 trips)
Hospitals	\$136,908
Radiology	\$ 8,745
Physicians	\$ 11,719
Supplies	\$ 7,810
Eyes	\$ 80
Dental	\$ 29,896

Dr. Meacham gave a breakdown on the number of inmates housed and those seen for medical visits and prescriptions received for fiscal 2000 as follows:

<u>Category</u>	<u>Fiscal 2000</u>
Inmates Processed	5,698
Patient visits	1,502
Average visits per day	5.78
In house Rx meds	1,864
Average in house Rx meds per encounter	1.25

Dr. Meacham stated that Commander Douglas and Lt. Pace accompanied him to Parchman to review their process for medical attention for inmates. They concluded that the patients who were under medical observation were not seen every day, which can cut down on expenses. Dr. Meacham said that the use of the in house pharmacy being utilized over outside pharmacy has also been able to reduce expenses. Supervisor Eugene Thach questioned the ability for inmate insurance reimbursement. Dr. Meacham stated that the process for insurance from the inmates independent insurance has not been utilized properly, mostly due to the intake process on inmates and this needs to be worked on. Dr. Meacham stated that the County does not have a process to charge for over the counter drugs that are being used for inmates and that Commander Dunn is looking into a barr code scanning process for these expenses.

Dr. Meacham said that he has been working with an electronic system from his home in order to view patients at the jail to see if a visit is required to the inmate. This procedure has cut down on many visits.

Dr. Meacham stated that he recommends the County negotiate a self-insured program so that when inmates go to an outside doctor or hospital that the County pays a negotiated rate as charged to insurance companies. Dr. Meacham stated that the Parchman facility uses the state Medicaid insurance program schedule that allows doctors and hospitals only a certain amount. Supervisor Eugene Thach asked Board Attorney Bill Austin to look into this process to see if the County could also use the Medicaid insurance program schedule for inmates. Board Attorney Bill Austin said that the County could specify by a simple agreement to doctors to accept DeSoto County patients. Dr. Meacham said that the County could offer rates a little better than the Medicaid rates and the doctors might accept.

Dr. Meacham stated that the area of the greatest concern was the purchasing process that he has to go through to get supplies. Dr. Meacham said that the four-step process the County uses causes him to go days without supplies and he feels that the reason behind this is that the purchasing department does not know where to purchase to get quick results from vendors. Board Attorney Bill Austin said that the County could amend the contract for Dr. Meacham to

ITEM C CONTINUED,

supply everything. Dr. Meacham said that his facility is not equipped to store large amounts of supplies and that he tries to run tight on supplies. Supervisor Eugene Thach asked that Dr. Meacham and Board Attorney Bill Austin get together to see if they could discuss the supply problem and work out a solution.

The Board of Supervisor thanked Dr. Meacham for his report and for the savings to the County and the job that he has done. No motions were made on this item.

D. OLD BUSINESS

1. Approval of Right of Way Agreement for Church Road

Board Attorney Bill Austin said that he had received the Bridgforth agreement for the Right of Way for Church Road East. The agreement is asking for a appraisal of the property to determine the value of the gift. Mr. Austin said that most of the road is in the City of Olive Branch, and they have approved the agreement on Tuesday night. Supervisor Eugene Thach asked if the figure for the cost of a five lane road had been determined. County Administrator David Armstrong said he does not know the cost estimate. Supervisor Eugene Thach asked for an opportunity to review the document. Later in the meeting Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion to approve the agreement and authorize the Board President to sign the agreement between DeSoto County, the City of Olive Branch and the Bridgforth family. The motion passed by a vote as follows:

Supervisor Jessie Medlin	YES
Supervisor Eugene C. Thach	YES
Supervisor Gerald Clifton	ABSENT
Supervisor John Caldwell	YES
Supervisor Tommy Lewis	YES

****See Exhibit D.1****

2. Horse Arena Appointment District 3

Supervisor Gerald Clifton made a motion and Supervisor John Caldwell seconded the motion to appoint Becky Akers, 7274 Wendall Cove, Walls, MS 38680 to serve on the DeSoto County Equine Committee for District 3. The motion passed by a vote as follows:

Supervisor Jessie Medlin	YES
Supervisor Eugene C. Thach	YES
Supervisor Gerald Clifton	YES
Supervisor John Caldwell	YES
Supervisor Tommy Lewis	ABSENT

3. Planning Commission – Building Permit – Billy Myers

Billy Myers appeared before the Board of Supervisors and presented a copy of an invoice of order that was issued within the thirty-day time limit of the building permit for the five billboards. Mr. Myers stated that the Board had requested some documentation as evidence of activity on the billboards. Supervisor Eugene Thach said the five billboards had no activity in proper time limit for the Planning Commission and that was the reason this appeared before the Board of Supervisors. Mr. Myers stated that the billboards are being placed on Greenriver Road land that is owned by Entergy. Supervisor Gerald Clifton made a motion and Supervisor John Caldwell seconded the motion to carry this item over until January 3, 2001. Mr. Myers stated that he could not be present for this meeting, as he would be out of town. The motion passed by a vote as follows:

ITEM D.3, CONTINUED,

Supervisor Jessie Medlin	YES
Supervisor Eugene C. Thach	YES
Supervisor Gerald Clifton	YES
Supervisor John Caldwell	YES
Supervisor Tommy Lewis	ABSENT

****See Exhibit D.3****

E. NEW BUSINESS

1. Fire Cracker Permit – Dale Wilson

Planning Commission Director Merritt Powell said that Dale Wilson had paid \$110.00 per permit for two tent permits to be set up in district 1 and district 3 for fireworks. Merritt Powell said that the formula for calculations had changed and the permit had increased to be \$800 per tent. Mr. Wilson said that he had made some phone calls to different areas for comparison for a tent permit fee and was told that there was not a regulation on the size of the tent and most have a flat fee. Supervisor Eugene Thach said that the City and County adopted the fee changes at the request of the Council of Governments. Supervisor John Caldwell said that he feels like the County has made a mistake in the way that they are doing their calculation for fees. Supervisor John Caldwell made a motion and Supervisor Gerald Clifton seconded the motion for the permit fee for a tent be returned to the original \$110.00 fee until the Board of Supervisor could review the calculations in question. Supervisor Caldwell asked if there was a different fee for commercial and industrial tents verses non-profit organizations. Mr. Powell stated that the Planning Commission only inspects the commercial tents. Mr. Wilson said that at the present calculations for tent permits, non-profit organizations could not afford the fee. Supervisor John Caldwell said that the Board should also look at a third category for tent fees for the non-profit organizations. The motion passed by a unanimous vote.

2. Authorization to Bid for Annual Supplies

County Administrator David Armstrong advised the Board of Supervisors that it was time for the Board to authorize for bids for County Annual Maintenance supplies for the coming year. Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion for the Board of Supervisors authorization to bid for annual supplies for the County Central Maintenance. The motion passed by a unanimous vote. ****See Exhibit E.2****

3. Joyce Riales – Comptroller

a. Investment of Surplus Funds

In accordance with Section 19-2-29 of the Mississippi Code, which states that whenever any county shall have on hand any bond and interest funds, any funds derived from the sale of bonds, special funds, or any other funds in excess of the sums which will be required to meet the current needs and demands of no more than seven (7) business days, the Board of Supervisors of such county shall invest such excess funds.

At the recommendation of the Comptroller, Joyce Riales, Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the investment of surplus funds to People Bank and Trust for \$10,000,000.00 for 47 days, as they were the high bidder, at in interest rate of 6.219% with a date of purchase 12/14/00 and date of maturity of 1/30/01 for CD#92569727. The motion passed by a unanimous vote. ****See Exhibit E.3.a****

ITEM E.3, CONTINUED,

b. Quarterly Budget Allotments

In accordance with Section 27-1-32 of the Mississippi Code of 1972, which allows the Board of Supervisors to set aside, appropriate and expend moneys from the general fund for the purpose of supplementing the budget of the offices of sheriff, tax collector and tax assessor, Supervisor Tommy Lewis made the motion and Supervisor Gerald Clifton seconded the motion to approve the quarterly allocations for the Sheriff, Tax Assessor, and Tax Collector as recommended by the Comptroller Joyce Riales as follows:

<u>Office</u>	<u>Department #</u>	<u>Amount</u>
<u>Tax Assessor</u>	103	\$207,666.25
Municipal Tax Fees	105	\$ 2,935.00
<u>Tax Collector</u>	104	\$188,990.50
Municipal Tax Fees	105	\$ 2,935.00
<u>Sheriff</u>		
Sheriff	200	\$159,680.25
Aviation	201	\$ 10,266.50
Patrol/Law Enforcement	202	\$857,388.75
Custody of Prisoners & Jail	220	\$335,678.25
Prisoners Medical Expense	222	\$118,750.00
Juvenile Detention	223	\$ 40,191,.50
Rescue Unit	225	\$ 1,225,00
TOTAL		\$1,523,180.25

The motion passed by a unanimous vote. ****See Exhibit E.3.b****

c. Inter-Fund Transfer Metro Narcotics

Comptroller Joyce Riales requested approval to make inter-fund loans from the Sheriff's Department to the Metro Narcotics Grant Fund. Supervisor John Caldwell made a motion and Supervisor Jessie Medlin seconded the motion to authorize the Inter-Fund transfer as follows:

From: General County/Sheriff's Department (001-200-950)	\$10,028.50
To: Metro Narcotics/Grant (115-000-384)	\$10,028.50

This amount represents the balance of the local match from the Sheriff's Department to the Metro Narcotics Grant Fund for fiscal year 2001. The motion passed by a unanimous vote. ****See Exhibit E.3.c****

d. Supplemental Claims Docket

Comptroller Joyce Riales and Stephanie Hanks presented the supplementary claims docket showing claims that need to be paid for various departments as of December 20, 2000. In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code Annotated, Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to authorize the Chancery Clerk to pay the bills as presented by the Comptroller in the amount of \$293,579,46. The motion passed by a unanimous vote. ****See Exhibit E.3.d****

ITEM E CONTINUED,

4. Authorization for Metro Narcotics to Purchase Equipment from Forfeiture

Metro Narcotics Director Tim Harris appeared before the Board of Supervisors requesting permission to purchase a surveillance system for the DeSoto County Metro Narcotics Division. Mr. Harris presented a quote from Pro-Tech for a Sentinel VS-14 Remote Surveillance System priced at \$5,925.00 and a quote from LEA for a Covert Unattended Video Surveillance System (Ground Hog) priced at \$5,995.00. Mr. Harris stated that state narcotics division uses the Covert System and the state personnel assigned to DeSoto County Metro Narcotics can train the County personnel on this equipment. To purchase the Pro-Tech system will require personnel training which would be an expense to the County. Supervisor Gerald Clifton asked if personnel have to be trained. Mr. Harris explained the Covert system could operate for thirty days with four-hour filming. Filming occurs when an object gets in the line of camera and ceases when object goes out of range of camera. Mr. Harris stated that this could save on manpower required for surveillance operations.

Supervisor Eugene Thach asked if the equipment was in the budget. County Administrator David Armstrong stated that the County Metro Narcotics Department have received funds from the Federal Equitable Sharing funds in the amount of \$4,760. Mr. Harris is requesting for the balance of \$1,235, to be inter-fund transferred from the forfeiture account to go with these funds to purchase the Covert equipment.

Supervisor Tommy Lewis asked if the equipment was going to be used primarily in the fields for surveillance of marijuana. Mr. Harris stated that they will be using the equipment for the crystal amphetamine theft cases also.

Supervisor Eugene Thach stated that he could see good justification for the equipment but the problem was for the higher bid. Supervisor Thach requested that the Board Attorney look at bids and research taking the higher bid. Supervisor Jessie Medlin made a motion and Supervisor Gerald Clifton seconded the motion to take this item under advisement and to let the Board Attorney, County Administrator, and the Metro Narcotics Director research the equipment and bring back to the Board of Supervisors on January 2, 2001. The motion passed by a unanimous vote.

5. CMS Energy – Chuck Haynes

County Administrator David Armstrong stated that Supervisor Jessie Medlin had requested that personnel from CMS come before the Board of Supervisors to answer question regarding their request to amend the contract with DeSoto County for pipeline facilities along and under public roads and highways in DeSoto County.

Mr. Chuck Haynes, Right of Way Project Manager, and Mr. John Alholm, Project Manager, from CMS appeared before the Board of Supervisors to answer any questions the Board may have. Mr. Haynes gave a copy of the routed map roadway to each Supervisor. Supervisor Jessie Medlin said that he had made a phone call to Mr. Haynes prior to this meeting to discuss how they were handling notices to the landowners along the routed roadway. Mr. Haynes said each landowner was asked to sign an agreement.

Supervisor Eugene Thach stated that CMS was here to discuss the County's right of way in question since the other owners have already been notified of changes to be made.

Mr. Chuck Haynes explained the route that the line would be going and stated that the line would carry refined petroleum products such as gasoline, jet fuel and home heating fuel. The lines would have periodic maintenance. Mr. Haynes stated that there would be three lines to carry products. A twenty-six inch line, a thirty-inch line, and a thirty-six inch line. These lines will be located close to the Ingrams Mills Fire Department. Supervisor Jessie Medlin stated that he would go to look at lines with the CMS personnel. Supervisor Eugene Thach stated that some easements state that gas only will go through the lines so the agreement will

have to
ITEM E.5, CONTINUED,

be changed. Supervisor John Caldwell asked what was the life of the lines. Mr. Haynes stated that they test out the lines to upkeep them and to maintain safety measures. Supervisor Gerald Clifton asked the time frame for this project to start. Mr. Haynes stated that work was scheduled to begin on February 1, 2001.

Mr. John Alholm said that with proper maintenance the lines could last forever. The possibility of third party damage was more likely to affect the life expectancy of the lines and that some external force could damage the lines. Mr. Alholm stated that the lines are made of carbon steel. Supervisor Gerald Clifton asked if you would smell the gas on above ground piping. Mr. Alholm said that there is an odor pot at some sites for charging the lines and that there is rarely a problem regarding the smell. Supervisor Tommy Lewis asked that if the County built a road across a gas line would there be anymore expense involved due to the type of product in the lines. Mr. Alholm stated that there should not be any additional expense, but that you would need to look at the road structure and the depth of the road to safe guard the pipeline.

Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion to authorize the Board President to sign the document if the Board Attorney approves and recommends that the Board do so. The motion passed by a unanimous vote. ****See Exhibit E.5****

6. Circuit Court Allowances

On this date, County Administrator David Armstrong, presented on behalf of the Circuit Court Clerk Dale Thompson, an Order of Allowances to the Board of Supervisors for the Circuit Court for vacation days allowances for the month of November, 2000 in the amount of \$3,060.00, for the Circuit Court Youth Court division for November, 2000 term, in the amount of \$2,797.00, for Circuit Court for the month of November, 2000 term in the amount of \$9,398.00, for Special October Term, 2000 of 17th. Judicial District in the amount of \$1,387.00, for Conducting Elections for November, 2000 in the amount of \$2,000.00 and for the County Court for November Term, 2000 in the amount of \$2,065.00. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin Seconded the motion to approve these payments, pursuant to Sections 25-7-13, and Section 25-7-13 of the Mississippi code of 1972, Annotated. The motion passed by a unanimous vote. ****See Exhibit E.6****

7. Chancery Court Allowances

On this date, the County Administrator, David Armstrong presented on behalf of the Chancery Court Clerk, W. E. Davis, an order of Allowances to the Board of Supervisors for the December 2000 term in the amount of \$2,606.66. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve these payments, pursuant to Section 25-7-9 of the Mississippi Code of 1972, Annotated. The motion passed by a unanimous vote. ****See Exhibit E.7****

8. IKON – Chancery Clerk – Accounting – Metro Narcotics

County Administrator David Armstrong asked the Board of Supervisors for approval to purchase copiers for the Accounting Department, Chancery Clerk, and Metro Narcotics. Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion to approve the purchase of copier equipment as follows:

<u>Equipment</u>	<u>Location</u>	<u>Amount</u>	<u>Term</u>
Canon Copier 6045	Accounting Dept.	\$284.00	1 Year
Canon Copier 3305	Chancery Clerk	\$208.00	1 Year
Document Feeder			
Cabinet			

ITEM E.8, CONTINUED,

Finisher			
Canon Copier 6030	Metro Narcotics	\$155.40	1 Year
Document Feeder			
Duplexer			

The motion passed by a unanimous vote. ****See Exhibit E.8****

9. Approval to bid for the Publication of Board Proceedings

The Board of Supervisors may have its proceedings published in some newspaper published in the county, and cause the same to be paid for out of the county treasury, but the costs of such publication shall not exceed the sum fixed by law for publishing legal notice. If there be more than one newspaper published in the county, the contract for publishing the proceedings, if made, shall be let to the lowest bidder among them. According to 6592 Mississippi Code Annotated 19-3-33.

Supervisor Tommy Lewis made a motion and Supervisor John Caldwell seconded the motion to let for bid, contract for publishing the board proceedings. The motion passed by a unanimous vote. ****See Exhibit E.9****

10. Constables – Approval of Lost Costs

In accordance with the provisions set forth in Section 25-7-27 of the Mississippi Code, for serving all warrants and other process, attending all trials in state cases in which the state fails in the prosecution, to be paid out of the county treasury on the allowance of the board of supervisors without itemization, subject, however, to the condition that the marshal or constable must not have overcharged in the collection of fees for cost, contrary to the provisions of this section, annually not to exceed \$ 1,000.00.

Supervisor John Caldwell made a motion and Supervisor Tommy Lewis seconded the motion to approve payment to three Constable for Lost Cost at \$1,000.00 each. The motion passed by a unanimous vote. ****See Exhibit E.10****

11. Law Library – Approval of Contract with Westlaw for CD Rom Materials

County Administrator David Armstrong presented to the Board of Supervisors a summary of proposed CD-ROM System required for the Law Library. This system takes the law books and converts them to a CD-ROM that allows look up through the computer. Mr. Armstrong said that the County had received two quotes one from the West Group and one from Shepards. Board Attorney Bill Austin stated that Lexus is the official version of the state codebooks. Supervisor Tommy Lewis made a motion and Supervisor John Caldwell seconded the motion to carry this item over until the Board Attorney and Vanessa Lynchard has a chance to discuss this issue. The motion passed by a unanimous vote. ****See Exhibit E.11****

12. Operations and Maintenance – Recycling

Operations and Maintenance Director Jim Bearden stated that the County has applied for a \$25,000 grant from the state to help with the cost of recycling in the County. Mr. Bearden said that the DEQ would vote on the grants the last of December. Mr. Bearden said that he would be going to the schools in the County to discuss the recycling program. Mr. Bearden said that he and the County Administrator will to go to Batesville, MS the first week of January to look at trailers the County would use for the recycle program. They will also look at locations to set up the trailers. Mr. Bearden said would be working with Tree Savers, a recycling company, who would be policing the trailers and would put up signage regarding

the recycling program. Mr. Bearden stated that he would be discussing with the Civic Center the

ITEM E.12, CONTINUED

possibility of putting on a program about the County's recycling. Mr. Bearden stated that the County would be recycling paper and cardboard, plastic, and aluminum cans. Tree Savers will swap out trailers and separate material. The County will have to spend the money on the front end of program and then be reimbursed.

Supervisor John Caldwell asked that Mr. Bearden look at a site in Horn Lake that is doing a recycling program and report back to the Supervisors. No motions were made at this time.

13. CDBG Grant – Public Facilities Report

County Administrator David Armstrong stated that the copy of letter given to each Supervisor from Chris Gouras was for their information regarding the acceptance of the CDBG Grant in the amount of \$450,000 for the Human Services Building Project. According to the letter the grant can be used to renovate an existing building. Mr. Armstrong stated that the Board of Supervisors has already voted to accept the grant previously.

14. Sims Bark Co. – Olive Branch – Kathy Nelson

Kathy Nelson, an Environmental Consultant, and Doug Nelson, Plant Manager for Sims Bark Company, appeared before the Board of Supervisors to discuss the Mississippi Department of Environmental Quality (MDEQ) request in regards to the DeSoto County Solid Waste Management Plan. Ms. Nelson stated that Sims Bark Company is a manufacturer of mulch and potting soil. They have no permit for the facility due to it being in operation for the past twelve years which was prior to the requirement for permits. MDEQ is requiring that Sims Bark Company obtain a general permit from MDEQ and that they be included in the DeSoto County Solid Waste Management Plan. Ms. Nelson stated that local government can control what happens in the County and that Sims Bark is required to obtain a processing facility permit for control by the environmental process.

Supervisor Jessie Medlin stated that the facility had a fire and since that time they have installed a sprinkler system and are keeping the grass cut. The City of Olive Branch has been regulating the facility. Supervisor Tommy Lewis asked what measures the company has for run off. Mr. Nelson stated that they have a run off plan in place. Supervisor Eugene Thach stated that the Solid Waste Management Plan is to reduce waste in the County by twenty-five percent and since the County does not have any mills he doesn't see how this facility can be considered to be reducing County waste. Supervisor Tommy Lewis stated that the facility uses manure compost which comes from the County and they are preventing run off they could be reducing waste in the County. County Administrator David Armstrong said that if the Board of Supervisors agrees that Sims Bark Company is part of the DeSoto County Solid Waste Plan the County can issue a processing facility permit to Sims Bark Company.

Ms. Nelson stated that once the permit is issued there would have to be a public hearing to amend the plan. Mr. Armstrong said that the Board of Supervisors would have to adopt a resolution to amend the plan. Supervisors Eugene Thach asked what kind of feed back Sims Bark can supply the County in regards to the reduction of waste. Supervisor Jessie Medlin asked that Board Attorney Bill Austin to state how the County could interpret Sims Bark's contribution. Mr. Austin said that since the facility had been in the County since 1987, they qualify because of their attempt at the reduction of waste. The twenty-five percent reduction in waste is happening so the facility qualifies under the concept.

Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion to approve a processing facility permit for Sims Bark Company and to include the Sims Bark Facility in the DeSoto County Waste Management Plan and for the Board Attorney and Kathy Nelson to provide a formula for the County in regards to the percentage of waste

reduction in DeSoto County to be used in the Waste Management Plan. The motion passed by a unanimous vote. ****See Exhibit E.14****

ITEM E, CONTINUED,

15. XFL – Tim Kelly – Introduction to Board

County Administrator David Armstrong introduced Tim Kelly, Director of Ticket Sales for the Memphis Maniax Football League. Mr. Kelly said that had requested an appearance before the Board of Supervisors to make them aware of their football program. Mr. Kelly said that NBC TV and the WWF Wrestling own the league. The games will be played at the Liberty Bowl arena in Memphis, TN. Mr. Kelly stated that TNN, NBC, and UPN would televise the football league games. Games will be played on Saturday and Sunday beginning February 11, 2001, this is the week after the Super Bowl game. There will be five home games and five away games. Mr. Kelly said that the league would have a regional draft from the local colleges of Mississippi State, Memphis State, and University of Tennessee. Games will be played in Los Angeles, San Francisco, Orlando, Birmingham, Chicago, New York, and Memphis. Mr. Kelly stated that the league would not be in competition with DeSoto County’s Arena Football season.

16. School Bus Turnarounds

In accordance with Section 19-3-42, Mississippi Code of 1972 as amended, stating that the school bus turnarounds will be built, maintained and improved, Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to build, maintain, and improve the properties listed in the Superintendent’s letter dated December 11, 2000 and to direct the County Road Manager to carry out this order of this Board forthwith. The properties that are used as school bus turnarounds are as follows:

<u>Owner</u>	<u>Address</u>	<u>City, ST</u>	<u>Bus#</u>
Erma Isom	1874 Gaines Rd	Hernando, Ms.	#156
Lyn Talbert	7185 Poplar Corner Rd	Walls, Ms	#186
Dana Carpenter	358 Alberson Rd.	Byhalia, Ms	#176
Debbie Hansbro	5663 Cherokee Dr.	Walls, Ms	#93
Sheba & Jeff Crabb	13235 Holly Springs Rd.	Byhalia, Ms	#97
Norris Rikard	4381 Polk Lane	Olive Branch, Ms	#92

The motion passed by a unanimous vote. ****See Exhibit E.16****

17. Approval of Workers Compensation Insurance

County Administrator David Armstrong stated that the County’s workers compensation insurance policy would expire December 31, 2000. Mr. Armstrong gave a copy of a quote comparison of the County’s new payroll by departments for the 2001 to 2002 renewals. Mr. Armstrong said that he had worked with Rex Haynes and Rick Stallings to gather the information required. Mr. Armstrong recommended that the County continue to use C N A as the County Workers Compensation Insurance carrier and praised Rex Haynes for his help and support with this project. Supervisor Jessie Medlin made a motion and Supervisor Gerald Clifton seconded the motion for the County to authorize C N A to be the County Workers Compensation Insurance carrier thru December 31, 2001 due to them submitting the lowest and best proposal. The motion passed by a unanimous vote. ****See Exhibit E.17****

18. Engineering Proposals for Road Projects

County Road Manager Kenny Gunn gave a copy of the Road Projects listing to each Supervisor and requested approval to hire an engineer. Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion to take the report under advisement and to ask Kenny Gunn, County Road Manager and Tom Childress, County

Engineer to look at roads and bring back to the Board of Supervisors an updated report of the roads conditions and a priority list for the Board's review and approval. The motion passed by a unanimous vote. ****See Exhibit E.18****

ITEM E.18, CONTINUED,

Supervisor Tommy Lewis said that the Byhalia Road project listed must be worked on as soon as possible to move ditches. Mr. Gunn said that there was a right of way problem with the people who own the land opposing the maintenance.

19. Approval of Road Projects

County Road Manager Kenny Gunn gave a copy of the Road Condition List to each Supervisor. County Administrator David Armstrong advised the Board of Supervisors that they have until December 31, 2000 to approve the report.

According to Section 65-7-117 of the Mississippi Code, each member of the Board of Supervisors shall inspect every road and bridge in the county under the jurisdiction of the county not later than December 31, 1989, and, thereafter, not less than once each fiscal year. Each member shall file with the clerk of the Board a report, under oath, of the condition of the roads and bridges inspected by him with recommendations by him for a four-year plan for construction and major maintenance of such roads and bridges. Based upon such reports, the board of supervisors shall, on or before February 1, 1990, and on or before February 1 of each year thereafter, adopt and spread upon its minutes a four-year plan for the construction and maintenance of county roads and bridges. The plan may be amended at any time by a vote of the majority of the members of the boards of supervisors.

County Road Manager Kenny Gunn said as directed when he was hired, the road crews have been working hard to have all the County roads paved by the three year deadline that the County had set. Mr. Gunn said, at that time, that the County would have to purchase a chip spreader to help asphalt roads in three years. Mr. Gunn said that there were still some gravel turnarounds not completed due to not being able to get the equipment into area and they might have to do these areas by hand to complete the pavement. Supervisor Jessie Medlin said that he felt that to try to rock and tar late in the year would not be effective. Supervisor Medlin asked why some roads with no houses on them were paved before roads with houses. Mr. Gunn said that the road crews have worked until nine or ten o'clock at night to complete the paving project. Mr. Gunn said that when the temperature went below freezing that they could not get the gravel out of trucks. Supervisor Jessie Medlin made a motion to accept the road report but didn't agree with some of the comments on the list. Supervisor Gerald Clifton seconded the motion. Supervisor John Caldwell asked that the Board of Supervisors find a better definition of Good, Fair, and Poor. Mr. Gunn said that there are no roads that you could not drive on, but that some of them do have rough surfaces. Supervisor Tommy Lewis instructed the Road Department and the County Administration office to present the Road Inspection Report in September in the future.

Board Attorney Bill Austin said the law requires that each member inspect roads for fiscal year. Supervisors should share in the inspection of roads for the four-year road plan. There should be five affidavits signed by Supervisors before they can approve the report. This item should be on hold until the January 2, 2001, meeting to give Supervisors a chance to inspect roads. Supervisor Jessie Medlin withdrew the motion to accept the road inspection report and Supervisor Gerald Clifton withdrew the second to the motion. Chancery Court Clerk Sluggo Davis requested that Kenny Gunn supply an updated map index of roads to go on file at the Chancery Clerk office.

20. Approval of Maintenance Agreement for County Generators

Operations and Maintenance Director Jim Bearden requested from the Board of Supervisors the approval to purchase a yearly Maintenance Agreement for \$1,188.00 from Cummins Mid-South Inc. for the County generators located at the County Jail and at the County

Administration Building. Mr. Bearden stated that this service would include two inspection per year with one maintenance inspection on the generators for oil changes, air filter and lube, and inspecting the transfer switch. The second inspection will be just to check out the
ITEM E.20, CONTINUED,

operation of the generators. The services, if approved, will begin January 1, 2001. Mr. Bearden stated that he had funds available in the Operations and Maintenance budget 001-151-544 for this agreement expense. Supervisor John Caldwell made a motion and Supervisor Gerald Clifton seconded the motion to approve the purchase of the Maintenance Agreement for \$1,188.00 from Cummins Mid-South Inc. for the County generators located at the County Jail and the County Administration Building. The motion passed by a unanimous vote. ****See Exhibit E.20****

21. Courthouse Renovation – Change Order Approval

a. Re-key locks

County Administrator David Armstrong said that he had Thomas Blackwell from the Historical Society come and walk through to view the Courthouse doors and locks. Mr. Armstrong stated that the approval had been given for the County to change out the locks and doors where necessary in the Courthouse to make the doors match. The cost to re-key the thirty-four doors in the Courthouse by Seiler Construction would be \$1,530.00.

b. Replace old doors

Jim Bearden stated that with the permission from the Historical Society the County has received a quote from Seiler Construction Company to replace five doors in the hallways for the Courthouse for a cost of \$10,070.56, to replace glass door between Chancery courtrooms with wood door for a cost of \$1,550.41 and to replace frosted glass on Chancery Clerk's office door with clear glass for a cost of \$76.80. Mr. Bearden asked for the approval by the Board of Supervisor for a total change order cost \$11,677.36 to replace doors and locks.

Supervisor John Caldwell made a motion and Supervisor Jessie Medlin seconded the motion to approve the cost to re-key locks and replace old doors in the Courthouse, the Chancery Courtroom and the glass in the Chancery Clerk's office for a total cost of \$10,147.36 for doors and for \$1,530.00 for re-key of doors to Seiler Construction. The motion passed by a unanimous vote. ****See Exhibit E.21****

22. Central Maintenance – Approval of Contract with Mail Technology, Inc.

County Road Manager Kenny Gunn presented a copy of two quotes for mail machines to the Board of Supervisors. Mr. Gunn stated that with the quantity of mail for bonds and certified letters that his department has to process, that he would like to purchase a mail machine from Mail Technology for a cost of \$640.00 for the Road Department location. County Administrator David Armstrong said that the County uses Mail Technology equipment already. Mr. Gunn stated that the department has to maintain a petty cash fund for postage now and road bond responsibilities have increased the postage cost so this is no longer practical. Supervisor Jessie Medlin asked Mr. Gunn if he had someone assigned to handle the mail now and if so could he not bring the mail down to the mailroom for postage. Supervisors Tommy Lewis said that according to the Board Attorney there are less expensive alternatives. Supervisor Jessie Medlin made a motion and Supervisor Tommy Lewis seconded the motion to take the County Road Manager's request for mail machine under advisement. The motion passed by a vote as follows:

Supervisor Jessie Medlin	YES
Supervisor Eugene C. Thach	YES
Supervisor Gerald Clifton	ABSENT

Supervisor John Caldwell	ABSENT
Supervisor Tommy Lewis	YES

****See Exhibit E.22****

CONTINUED,

F. EXECUTIVE SESSION

The executive session portions of these minutes are recorded under the portion of the minutes called "Executive Session".

G. OTHER ISSUES

1. Ice Storm Response – County Road Department

County Road Manager Kenny Gunn asked the Board of Supervisors if there had been any problems with the way the Road Department had handled the icy roads in the County. Mr. Gunn stated that he had the road crews come in a five o'clock in the morning on icy days to start putting out sand on the bridges and roads that were iced over. Supervisor John Caldwell said that it was up to the Road Manager to make judgement calls for when to start the road crews to work. Mr. Gunn said that he wanted to be sure that he was doing what the Board expected him to do. Supervisor Eugene Thach said that the Board would let him know when there was a problem.

2. Deletion from Homestead Exemption

Chancery Clerk W. E. Davis asked the Board of Supervisor for approval for the deletion of records from the Homestead Exemption listing. Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion for approval for the Chancery Clerk to delete records required from the Homestead Exemption listing. The motion passed by a vote as follows:

Supervisor Jessie Medlin	YES
Supervisor Eugene C. Thach	YES
Supervisor Gerald Clifton	ABSENT
Supervisor John Caldwell	YES
Supervisor Tommy Lewis	YES

3. Fire Department DeSoto County

Supervisor John Caldwell stated that the Board of Supervisors needs to discuss the County Fire Department in anticipation of the FY02 budget. There were no motions made at this time.

Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to adjourn until Tuesday, January 2, 2001 at 9:00 a.m. The motion passed by vote as follows:

Supervisor Jessie Medlin	YES
Supervisor Eugene C. Thach	YES
Supervisor Gerald Clifton	ABSENT
Supervisor John Caldwell	YES
Supervisor Tommy Lewis	YES

THIS the 21ST. day of December, 2000, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Eugene C. Thach, President
DeSoto County Board of Supervisors